

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

## TCF INVENTORY FINANCE, INC.

Plaintiff,

No. 2:17-cv-124

V.

~~[PROPOSED]~~ ORDER GRANTING  
PLAINTIFF'S MOTION FOR ORDER  
GRANTING PLAINTIFF IMMEDIATE  
POSSESSION OF COLLATERAL

SEATTLE HOME APPLIANCE, LLC,  
THOMAS HENRY BEARDSLEE and  
SHELLY MAE GILLOTT BEARDSLEE,

### Defendants.

THIS MATTER came before the Court on TCF Inventory Finance, Inc.'s ("Plaintiff") Motion for Order Granting Plaintiff Immediate Possession of Collateral (the "Motion").

18 The Court reviewed the pleadings filed herein, including the Motion and the Declaration  
19 of Kristi Tarlin filed in support of the Motion (the “Tarin Declaration”), and conducted a show  
20 cause hearing as required under Chapter 7.64 RCW.

Having been fully advised, the Court finds and concludes that:

1. Plaintiff's interest in the below-described property (the "Subject Collateral") is superior to the interest of defendant Seattle Home Appliance, LLC in the Subject Collateral, and Plaintiff has established the right to obtain possession of the Subject Collateral pending final disposition of this case:

[REDACTED] ORDER GRANTING PLAINTIFF'S MOTION FOR  
ORDER GRANTING PLAINTIFF IMMEDIATE POSSESSION OF  
COLLATERAL - 1

Case No. 2:17-cv-124

**FOSTER PEPPER PLLC**  
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1 All inventory with brand names of Electrolux, GE, Tristate,  
2 Frigidaire, Broan, Monogram, Danby, Speed Queen, NXR,  
3 Crosley, and Hotpoint, along with all documents that evidence  
4 ownership and/or maintenance.

5 A bond in the amount of \$1,000.00 is appropriate pursuant to RCW  
6 7.64.035(1)(b). *BY*

7 NOW, THEREFORE, IT IS HEREBY ORDERED that:

- 8 1. The Motion is granted.
- 9 2. Plaintiff is granted immediate possession of the Subject Collateral pending final  
10 disposition of this case.

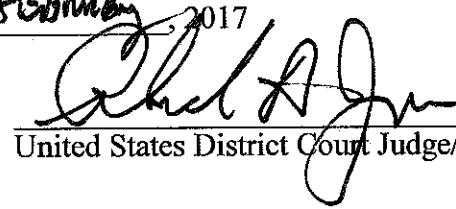
11 3. The United States Marshal of the Western District of Washington, or any other  
12 district in which the Subject Collateral may be located, shall promptly take possession of the  
13 Subject Collateral (described as all inventory with brand names of Electrolux, GE, Tristate,  
14 Frigidaire, Broan, Monogram, Danby, Speed Queen, NXR, Crosley, and Hotpoint, along with all  
15 documents that evidence ownership and/or maintenance) from Seattle Home Appliance, LLC at  
16 any of the following locations: 18811 Bothell Way, Northeast, Suite 201, Bothell, WA 98011;  
17 5049 South Tacoma Way, Tacoma, WA 98409; 18815 Aurora Avenue North, Shoreline, WA  
18 98133; 18120 Bothell Way, Bothell, WA 98011, or wherever else the Subject Collateral may be  
19 located, using whatever force as is reasonably necessary to effectuate this Order and deliver over  
20 the Subject Collateral to Plaintiff, including without limitation breaking and entering a building  
21 or enclosure to obtain possession of the Subject Collateral if it is concealed in the building or  
22 enclosure.

23  
24  
25  
26  
[PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION FOR  
ORDER GRANTING PLAINTIFF IMMEDIATE POSSESSION OF  
COLLATERAL - 2

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1 PLEASE TAKE NOTICE that failure of Seattle Home Appliance, LLC to turn over  
2 possession of the Subject Collateral to the United States Marshal may subject it to being  
3 held in contempt of Court upon application to the Court by Plaintiff without further notice.

4  
5 DATED this 24<sup>th</sup> day of February, 2017  
6  
7   
United States District Court Judge/Magistrate Judge

[REDACTED] ORDER GRANTING PLAINTIFF'S MOTION FOR  
ORDER GRANTING PLAINTIFF IMMEDIATE POSSESSION OF  
COLLATERAL - 3

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